

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.4359 of 1999

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Dated: November 21, 2007
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Between:

M/s. Gautham Tin cans & other metal works,
F-4, Govt. Industrial Estate, Chandulal Baradari,
Hyderabad – 500 264, rep. by its Proprietor
Mr. Padamraj Jain.

... Petitioner

And

The Labour Court-I, Chandra Vihar Complex,
M.J. Road, Hyderabad, rep. by its Presiding
Officer, and another.

... Respondents

Order:

This writ petition has been filed questioning the order dated 01-02-1999, passed by the Labour Court – I, Hyderabad, in M.P.No.3 of 1997, filed by the second respondent under Section 33-C (2) of the Industrial Disputes Act, whereby petitioner was directed to pay an amount of Rs.40,000/- to the second respondent.

This court, by order dated 04-03-1999, while suspending the

operation of the impugned order, issued notice to the respondents. However, notice could not be sent to respondent No.2 for the reason that Batta is due so far as Respondent No.2 is concerned.

Though time was granted for compliance of the said objection, the same was not complied with. Hence, the matter was posted before the Deputy Registrar for orders from 03-12-2001 to 18-12-2001 granting two weeks time for compliance, with a specific note that in default the case would be posted before the court for orders.

As much as the objections were not complied, the matter was posted before this court. This court granted two weeks time with a default clause. Even within the said period, objections were not complied. In view of the same, the writ petition stood dismissed.

In view of the dismissal of the writ petition against Respondent No.2 as early as on 21-02-2003, no further relief can be granted in this writ petition.

The writ petition is accordingly dismissed. No order as to costs.

JUSTICE R. SUBHASH REDDY.

November 21, 2007

MRR